

1643

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

*LOCARNINI et al*

Serial No. 09/306,420

Filed: 06 May 1999

For: VIRAL VARIANTS AND METHODS FOR  
DETECTING SAME



Atty. Ref.: 2551-28

Group: Unassigned

Examiner: Unassigned

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6  
167  
7-23-99  
**RECEIVED**

JUN 21 1999

TECH CENTER 1600/2900

\* \* \* \* \*

June 18, 1999

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**RESPONSE**

Responsive to the NOTICE TO FILE MISSING PARTS dated May 27, 1999, (copy attached), the applicants note the Declaration was filed in the present case on May 19, 1999. See, attached copy of the applicants' filing of May 19, 1999, including the attached Declaration and copy of the applicants' post card receipt bearing the USPTO date stamp of May 19, 1999. Nothing further is believed required in response to the NOTICE TO FILE MISSING PARTS. The Office is requested to contact the undersigned if anything further is required.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: \_\_\_\_\_

A handwritten signature in dark ink, appearing to read "B.J. Sadoff", written over a horizontal line.

B.J. Sadoff

Reg. No. 36,663

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2551-28  
BSS



**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/306,420 05/06/99 LOCARNINI S 2551-28

**DOCKETED**

CLT/MATTER # 2551-28  
0232/0527

NIXON & VANDERHYE PC  
1100 N GLEBE ROAD 8TH FLOOR  
ARLINGTON VA 22201

MAIL DATE 5-27-99

NOT ASSIGNED

DUE DATE JULY 27, 1999

FINAL DEADLINE NOV 27, 1999 1643

DOCKETED BY [Signature] DATE MAILED: [Signature]

05/27/99

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this **NOTICE** to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 0. **PAID**

- ☐ 1. The statutory basic filing fee is:
- ☐ missing.
  - ☐ insufficient.

Applicant must submit \$\_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- ☐ 2. The following additional claims fees are due:

\$\_\_\_\_\_ for \_\_\_\_\_ total claims over 20.

\$\_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$\_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:
- ☒ is missing or unsigned.
  - ☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

- ☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

- ☐ 9. OTHER: \_\_\_\_\_

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

C. Molteni

Customer Service Center  
Initial Patent Examination Division (703) 308-1202